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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:)	AWA Docket No. 06-0017
)	
ROBERT McKNIGHT, an individual doing)	
business as R-N-L's SHIBAS-N-MORE,)	
)	CONSENT DECISION AND
Respondent.)	ORDER

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondent willfully violated the Act and the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

The respondent admits the jurisdictional allegations in the complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedure, and consents and agrees, for the purpose of settling this proceeding, to the entry of this decision.

The complainant agrees to the entry of this decision.

Findings of Fact

1. Robert McKnight is an individual whose mailing address is 19289 Norway Road, Neosho, Missouri 64850, and is an owner of respondent R-N-L's Shibas-N-More, an unincorporated association.

2. At all times herein, said respondent was operating as a dealer as that term is

defined in the Act and the Regulations and held Animal Welfare Act license number 43-A-3666, issued to "ROBERT MCKNIGHT DBA: R-N-L'S SHIBAS-N-MORE." On or about December 21, 2005, respondent sent a letter to APHIS and requested that his Animal Welfare Act license be canceled. As a result, on January 26, 2006, APHIS terminated Animal Welfare Act license number 43-A-3666.

Conclusions

The respondent having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, such decision will be entered.

Order

1. Respondent, his agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the regulations and standards issued thereunder.
2. Respondent is assessed a civil penalty of \$1,800. The civil penalty shall be paid in accordance with paragraph 4 of this Order.
3. In conformity with the Consent Decision and Order entered November 6, 2003, *In re ROBERT MCKNIGHT*, 62 Agric. Dec. 726 (2003) (AWA Docket No. 03-0021), respondent is assessed the civil penalty of \$6,200. The civil penalty shall be paid in accordance with paragraph 4 of this Order.
4. The civil penalties assessed in paragraphs 2 through 3 of this Order shall be paid by certified check or money order made payable to the Treasurer of United States that includes the notation "AWA Docket No. 06-0017," and shall be sent to and received by complainant's

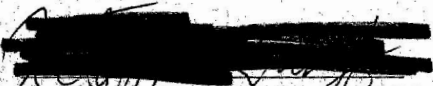
counsel on or before June 30, 2007, at the address as follows:

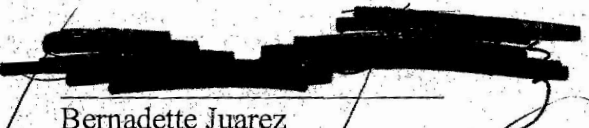
Bernadette Juarez
United States Department of Agriculture
Office of the General Counsel
Marketing Division
1400 Independence Avenue, SW, Mail Stop 1417
Room 2343-South Building
Washington, DC 20250-1417

3. Animal Welfare Act license number 43-A-3666 is hereby revoked.


The provisions of this order shall become effective on the first day after service of this decision on the respondent.

Copies of this decision shall be served upon the parties.


Robert McKnight d/b/a R-N-L's Shibas-N-More
Respondent


Bernadette Juarez
Attorney for Complainant

Done at Washington, D.C.
this 17 day of July, 2007


Victor W. Palmer
Administrative Law Judge